

SUBJECT: NUMBERED MEMORANDUM: RM 08-10, IBM'S SUBPOENA FOR DOCUMENTS

The Department has received a subpoena for documents in the case of SuperSpeed, LLC v. IBM Corporation relating to SuperCache software. We have reviewed our records and the Office of the Chief Information Officer did not acquire, obtain a license for, or use SuperCache software.

Please review your records to determine if your organization acquired, obtained a license for, or used SuperCache software. The search is limited to Department of Energy Federal organizations and does not involve our contractors. At this point, you do not need to send copies of any relevant records. Just let us know if you have any.

Please respond in the affirmative or negative to Mary Ann Wallace at maryann.wallace@hq.doe.gov or 301-903-1147 by close of business Thursday May 8, 2008.

John E. Davenport, Esq.
Departmental Records Officer
Office of the Chief Information Officer
Department of Energy